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ROLL CALL

Present: Council Members - Hinchman, Pennino, Sieglock, Snider, and Pinkerton (Mayor)

Absent: Council Members - None

Also Present: City Manager Peterson, Assistant City Manager Glenn, Community Development Director Schroeder, Assistant City Engineer Prima, City Attorney McNatt, and City Clerk Reimche

INVOCATION The invocation was given by Adolph Braun, Temple Baptist Church.

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was led by Mayor Pinkerton.

PRESENTATIONS There were no awards, presentations, or proclamations presented at this meeting.

CONSENT CALENDAR In accordance with report and recommendation of the City Manager, Council, on motion of Council Member Hinchman, Pennino second, approved the following items hereinafter set forth.

* * * * *

CLAIMS CC-21(a) Claims were approved in the amount of \$1,222,288.25.

MINUTES The Minutes of the February 19, 1992 Regular Meeting were approved as written.

PUBLIC HEARINGS RESCHEDULED

CC-6 The following public hearings were rescheduled for April 1, 1992:

a) Public Hearing to consider setting fees for Public Works plans and specifications distribution;

b) Public Hearing to receive the cost of construction report and to hear objections and protests from property owners liable to be assessed for the cost of construction for the installation of sidewalks located at 1907 and 1911 South Church Street, Lodi; and

Continued March 18, 1992

- c) Public Hearing to consider introduction of an ordinance amending the Development Impact Mitigation Fee Ordinance as it pertains to commercial fees.

PUBLIC HEARING SET REGARDING THE NEUHARTH
NORTH ADDITION ANNEXATION/REORGANIZATION

RESOLUTION NO. 92-⁶¹42

CC-8(a)
CC-300

The City Council adopted Resolution No. 92-⁵¹42 directing the City Clerk, pursuant to the State of California Government Code Section 5700 et seq. to set a public hearing on April 1, 1992 to consider the Neuharth North Addition Reorganization including annexation to the City of Lodi and detachment from the Woodbridge Fire District and the SJC Resource Conservation District.

On December 4, 1991, the City Council adopted Resolution No. 91-223 initiating annexation/reorganization proceedings on the subject parcel.

Following a public hearing regarding the matter held February 21, 1992, the Local Agency Formation Commission of San Joaquin County determined and ordered the following:

- Section 1. The Negative Declaration adopted by the City of Lodi, as lead agency, was reviewed and considered.
- Section 2. The above entitled reorganization is approved subject to the terms and conditions contained herein.
- Section 3. The boundaries are hereby approved as submitted, said boundaries being set forth on an Exhibit presented to the City Council.
- Section 4. The affected territory is uninhabited.
- Section 5. The City of Lodi is designated as the conducting authority and the City Council is authorized to initiate proceedings for uninhabited reorganization in accordance with Section 5700 et seq. of the Government Code.

On November 20, 1991, the City Council adopted Ordinance Nos. 1535, 1536 and 1538 which rezoned the subject parcels R-2, Single-Family Residential and PD(28), Planned Development District No. 28.

This annexation/reorganization did not have 100% owner consent.

PUBLIC HEARING SET REGARDING THE
MELVA LIND ADDITION ANNEXATION/REORGANIZATION

RESOLUTION NO. 92-43

CC-8(a)
CC-300 The City Council adopted Resolution No. 92-43 directing the City Clerk, pursuant to the State of California Government Code Section 5700 et seq. to set a public hearing on April 1, 1992 to consider the Melva Lind Reorganization, including annexation to the City of Lodi and detachment from the Mokelumne Fire District and the SJC Resource Conservation District.

On December 4, 1991, the City Council adopted Resolution No. 91-222 initiating annexation/reorganization proceedings on the subject parcel.

Following a public hearing regarding the matter held February 21, 1992, the Local Agency Formation Commission of San Joaquin County determined and ordered the following:

Section 1. The Negative Declaration adopted by the City of Lodi, as lead agency, was reviewed and considered.

Section 2. The above entitled reorganization is approved subject to the terms and conditions contained herein.

Section 3. The boundaries are hereby approved as submitted, said boundaries being set forth on an Exhibit presented to the City Council.

Section 4. The affected territory is uninhabited.

Section 5. The City of Lodi is designated as the conducting authority and the City Council is authorized to initiate proceedings for uninhabited reorganization in accordance with Section 5700 et seq. of the Government Code.

On November 20, 1991, the City Council adopted Ordinance No. 1540 which rezoned the annexation to M-2, Heavy Industrial.

PUBLIC HEARING SET REGARDING THE CENTURY
MEADOWS ADDITION ANNEXATION/REORGANIZATION

RESOLUTION NO. 92-44

CC-8(a)
CC-300 The City Council adopted Resolution No. 92-44 directing the City Clerk, pursuant to the State of California Government Code Section 5700 et seq. to set a public hearing on April 1, 1992 to consider the Century Meadows Reorganization

including annexation to the City of Lodi and detachment from the Woodbridge Fire District, the Woodbridge Irrigation District, the Woodbridge Water Users Conservation District, and the SJC Resource Conservation District.

On December 4, 1991, the City Council adopted Resolution No. 91-221 initiating annexation/reorganization proceedings on the subject parcel.

Following a public hearing regarding the matter held February 21, 1992, the Local Agency Formation Commission of San Joaquin County determined and ordered the following:

Section 1. The Negative Declaration adopted by the City of Lodi, as lead agency, was reviewed and considered.

Section 2. The above entitled reorganization is approved subject to the terms and conditions contained herein.

Section 3. The boundaries are hereby approved as submitted, said boundaries being set forth on an Exhibit presented to the City Council.

Section 4. The affected territory is uninhabited.

Section 5. The City of Lodi is designated as the conducting authority and the City Council is authorized to initiate proceedings for uninhabited reorganization in accordance with Section 5700 et seq. of the Government Code.

On November 20, 1991, the City Council adopted Ordinance Nos. 1531, 1532, 1533 and 1534 which rezoned the area encompassed by the Century Meadows Addition R-1 and R-2, Single Family Residential.

This annexation/reorganization did not have 100% owner consent.

PLANS AND SPECIFICATIONS AND ADVERTISEMENT
FOR BIDS FOR LODI LAKE PICNIC FACILITIES APPROVED

CC-12.1(a) The City Council approved the plans and specifications for Lodi Lake Picnic Facilities and authorized advertising for bids.

This project will install picnic facilities at the Hughes Beach and the South Point areas at Lodi Lake. A decomposed graphite path and water, sewer and electrical facilities will also be extended to the Youth Group area. 1988 State Park Bond funds will be used to pay for this project. Two

picnic shelters have been deleted and the scope of work has been scaled back in the hope that no City money will be needed to complete the project.

SPECIFICATIONS AND ADVERTISEMENT FOR
BIDS FOR DISPOSAL OF PCB CONTAMINATED WASTE
APPROVED

CC-12.1(c) The City Council approved the specifications for the disposal of PCB Contaminated Waste and authorized the advertisement for bids for disposal of Polychlorinated Biphenyl (PCB) contaminated waste.

The Electric Utility Department in its multi-year program to eliminate PCB contaminated oil-filled equipment has collected forty-eight (48) transformers, twenty-seven (27) 55-gallon drums of liquid and three (3) 55-gallon drums of solid material. This material must be disposed of in accordance with Federal and State guidelines by registered hazardous waste disposal firms.

The bid opening date has been set for Thursday, April 2, 1992.

SPECIFICATIONS AND ADVERTISEMENT FOR
BIDS FOR CONSTRUCTION OF BERMS AT
HENNING SUBSTATION, 1331 SOUTH HAM
LANE APPROVED

CC-12.1(a) The City Council approved the specifications for construction of berms at Henning Substation and authorized advertisement for bids for construction of oil containment berms.

The oil containment structures will be installed at Henning Substation around oil-filled electrical equipment to confine an oil spill or leak. Recent Environmental Protection Agency regulations require that equipment storing oil in volumes, as in this case, be equipped with a confinement system that will prevent an oil spill or leak to extend beyond the immediate area of the equipment and not migrate into the soil, the water table or the site drainage system.

The bid opening date has been set for Tuesday, April 21, 1992.

SPECIFICATIONS AND ADVERTISEMENT
FOR BIDS FOR DISPOSAL OF HAZARDOUS
WASTE APPROVED

CC-12.1(c) The City Council approved the specifications for the Disposal of Hazardous Waste and authorized advertisement for bids for disposal of hazardous waste.

Hazardous waste has accumulated over a period of many years at the Municipal Service Center. The hazardous waste consists of various solvents, paints, and contaminated oils, some of which have deteriorated to a point of being unrecognizable. State and federal laws require generators of hazardous substances to dispose of the materials in an approved manner. Since the City does not have facilities nor permits to dispose of hazardous waste, the City is required to hire a hazardous waste clean-up company to sample, analyze, transport, and dispose of the substances.

The bid opening has been set for Tuesday, April 7, 1992.

SPECIFICATIONS AND ADVERTISEMENT
FOR BIDS FOR PURCHASE OF SELF-CONTAINED
PORTABLE WELDER APPROVED

CC-12.1(b) The welder will be used to weld high-voltage aluminum bus being installed at Industrial Substation and at any future expansion projects of the substations. Welded bus, as compared to a bolted bus, is considerably more pleasing aesthetically due to the elimination of significant bulk in the bus structure and, therefore, offers the opportunity for a more compact design. Electrically welded bus, being homogeneous, provides a superior conducting path with improved overall system reliability and requires no need for periodic maintenance.

The bid opening has been set for Tuesday, April 21, 1992.

SPECIFICATIONS AND ADVERTISEMENT FOR
BIDS FOR WOOD POLE TESTING PROGRAM APPROVED

CC-12.1(c) The City Council approved the specifications for a wood pole testing contract and authorized advertisement for bids thereon.

The Electric Utility Department utilized a wood pole testing contractor to test 920 poles during the 1990-91 fiscal year period, the first year of a planned six-year program. The favorable results obtained from utilizing a contractor for this necessary electric utility function supports continuation of wood pole testing in this fashion.

In order to maintain continuity in the testing program, the specifications have been prepared with an option to extend the agreement on a year-to-year basis, at the City's discretion, for a maximum of three years.

The bid opening date has been set for April 21, 1992.

SPECIFICATIONS AND ADVERTISEMENT FOR
BIDS FOR TWO 1200 KVAR CAPACITOR BANKS FOR
ELECTRIC UTILITY DEPARTMENT APPROVED

CC-12.1(b) The City Council approved the specifications and authorized advertisement for bids for the purchase of two 1200KVAR Capacitor Banks.

The capacitor banks are planned for installation at locations within the City to improve the electric system's power factor and to provide additional system capacity.

The bid opening has been scheduled for Wednesday, April 15, 1992.

SPECIFICATIONS AND ADVERTISEMENT FOR BIDS
FOR SEWER TV EQUIPMENT AND VAN FOR
WATER/WASTEWATER DIVISION SERVICE
CREWS APPROVED

CC-12.1(b) The City Council approved the specifications for a sewer TV inspection system and utility van and authorized advertising for bids to be received Wednesday, April 1, 1992.

Funds to purchase the sewer TV equipment and van for the water/wastewater division service crews were approved in the 1991/92 operation/maintenance budget. The sewer TV system and van will replace an old unit and is essential in light of the planned new residential areas for new sewer/storm/water line inspections.

REJECTION OF BIDS AND READVERTISEMENT
FOR BIDS FOR DEMOLITION OF ELEVATED
WATER STORAGE TANK, 114 NORTH MAIN STREET

CC-12.1(c) The City Council rejected all bids received on February 5, 1992, and authorized readvertising for new bids for the demolition of the Elevated Water Storage Tank, 114 North Main Street.

This project is for the removal and disposal of the old elevated water tank and tower. The tank, constructed around 1910, does not meet current earthquake standards. A study performed by Black & Veatch in 1978 concluded that the tank should be replaced in lieu of trying to repair the aging structure. Although still serviceable, the lack of a ready market for used tanks, coupled with expensive dismantling and transportation costs, means the tank will probably be cut up and sold as scrap steel. Early last year, staff contacted dismantlers in California and across the country. They agreed that, considering the type and age of tank, demolition would probably be the most cost effective alternative.

Bid proposals for this project were opened on February 5, 1992, and Ford Construction Company of Lodi was the apparent low bidder. A concern was raised at the bid opening as to whether Ford Construction could bid on the project since they don't possess the C-21 specialty license required in the specifications. Ford Construction is licensed as an "A" contractor and a C-21 specialty license is for demolition work only. The California State Licensing Board was contacted and they gave us a ruling that an "A" licensed contractor could not bid on a project which involved only demolition.

Because of the difference between the low bid and the other bids, the Public Works Department is recommending that all the bids be rejected and that the Council authorize the readvertising for bids.

Ford Construction has been notified of staff's recommendation and they are also trying to get a clarification from the State Licensing Board. If additional information is submitted to the City before the Council meeting, this item will be moved to the regular calendar for discussion and appropriate action.

Plans and specifications for this project were approved on January 15, 1992. The City received the following seven bids for this project:

<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
Engineer's Estimate		\$55,000.00
Ford Construction Company	Lodi	22,000.00
Pittsburg Tank & Tower Co.	Henderson, KY	39,475.00
Cleveland Wrecking Co.	San Francisco	43,900.00
Ferma Corporation	Mountain View	45,400.00
Clauss Construction	La Mesa	47,160.00
Iconco	Oakland	59,000.00
Glen Wilson Trucking, Inc.	Modesto	68,410.98
Kimmins Abatement Corp.	San Francisco	69,700.00

SALE OF SURPLUS VEHICLES AND EQUIPMENT AUTHORIZED

CC-20 The City Council authorized the sale of surplus vehicles and
CC-47 equipment that have been removed from service and are of no
further use to the City.

The City Council also authorized the sale of the vehicles and equipment through public auction, rather than sealed bid procedures set forth in Lodi Municipal Code Sections 2.12.120 and 3.20.070.

Each year, as the City replaces older vehicles and equipment, the older units are offered for sale and sold to

the highest bidder. Last year, sale of surplus vehicles and equipment generated about \$21,000 in revenue for the City.

This year, various City departments have removed from service 18 vehicles and 20 pieces of equipment which, when sold, should generate about \$30,000 in income.

In the past, surplus items have sold through the sealed bid process. However, this procedure involves numerous and time-consuming administrative functions which would be reduced or eliminated under the auction process. Presently, the cities of Sacramento, Roseville, Stockton, Modesto, and the County of San Joaquin dispose of surplus vehicles through public auction. The Lodi Police Department consigns unclaimed property to the Modesto auctioneering company Roger Ernst & Associates.

It was therefore recommended that the City consign the subject surplus vehicles and equipment to Roger Ernst & Associates for sale at public auction.

PURCHASE OF POLICE PATROL VEHICLES

RESOLUTION NO. 92-45

CC-12(d)
CC-300

The City Council adopted Resolution No. 92-45 authorizing the purchase of five police patrol sedans from Downtown Ford of Sacramento, California, the low bidder, who was awarded the contract from the State of California, Office of Procurement.

The City Council authorized the purchase of two police patrol sedans at the end of last fiscal year at a total cost per vehicle of \$21,000. The two Ford Tauruses the City tried to order were not available at that time because police package vehicles were no longer being produced for 1991. We learned that the 1992 model police package sedan would be built in December 1991 or January 1992 and that we would have to wait.

The Police Vehicle Committee continued to review which make and model patrol sedan would best fit the City's needs, and realizing that a reengineered version of the Ford Crown Victoria would be available, determined that by then, an additional month until the State of California awarded their bid on the 1992 model CHP special service vehicle, was worth waiting for. On January 28, 1992, those bids were opened. The low bidder was Downtown Ford; the car is the redesigned Crown Victoria, four-door sedan, with a base price of \$13,373 each.

Three vehicles are needed to meet the current replacement schedule and were budgeted for in this fiscal year. The

two Tauruses anticipated last year should be ordered as Crown Victorias instead. All five vehicles are needed for immediate placement in the Police patrol fleet, especially the two that were approved for replacement in June of 1991. In short, we are playing catch up because of the delays in ordering vehicles.

Due also to the delays, we have had an increase in our original cost estimates for emergency equipment. We've used Dodge Diplomats for approximately the last ten years; however, now that we are required to change the make and model, there is additional costs to modify the equipment, i.e., back seat, protective screen, shotgun rack, radio rack, push bumper, etc.

The Police Vehicle Committee's recommendation at this time is that the Council authorize the ordering of five 1992 Ford Crown Victoria four-door sedans, plus options, to meet the State of California specifications, at a cost per vehicle of \$15,580 per car, and that the Council additionally approve the purchase and installation of safety and emergency equipment, lights, sirens, radios, etc., as necessary, to completely equip two of the cars as authorized June 5, 1991, for an additional \$15,000.

\$15,580 per car
x5 cars
<u>\$77,900</u>
+15,000 emergency equipment
780 repair and parts manuals
<u>\$93,680 TOTAL</u>

AWARD CONTRACT FOR 1992 MISCELLANEOUS
CONCRETE WORK

RESOLUTION NO. 92-46

CC-12(a)
CC-300

The City Council adopted Resolution No. 92-46 awarding the contract for 1992 Miscellaneous Concrete Work to Case Construction Company, Inc. in the amount of \$5,107 and waived the informality in the submittal of the bid.

The contract for 1992 Miscellaneous Concrete Work project will be used to replace bad sections of curb, gutter and sidewalk throughout the City and to repair those curb, gutter and sidewalk areas not covered in the sidewalk repair program. Two typical uses would be the installation of sidewalk around new utility poles and repairing curbs and gutters that don't drain properly. Purchase orders will be issued to the contractor during the year as repair work is needed.

Case Construction Company, in their bid package, submitted a company check as a bid guarantee instead of the cash,

certified check, cashier's check or bidder's bond mentioned in the bid proposal. The company check from Case Construction Company was for \$535.75 which is equal to 10% of their total bid.

Staff considered the submittal of a company check a minor informality and is recommending that the City Council award the 1992 Miscellaneous Concrete Work contract to Case Construction Company and waive the informality in the bid submittal.

Plans and specifications for this project were approved on February 5, 1992. The City received the following seven bids for this project:

<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
Engineer's Estimate		\$ 5,357.50
Case Construction	Lodi	\$ 5,107.00
Robert Meza	Oakdale	\$ 5,365.00
Treichel Concrete	Victor	\$ 5,729.00
Popuch Concrete	Lodi	\$ 5,965.00
Griffith Concrete	Lathrop	\$ 9,579.00
Cunningham & Sons	Oakdale	\$14,335.00
Teichert Construction	Stockton	\$26,715.00

PROGRAM SUPPLEMENT TO STATE-LOCAL
MASTER AGREEMENT #SLTPP-5154 FOR CHEROKEE
LANE IMPROVEMENTS, KETTLEMAN LANE TO DELORES STREET

RESOLUTION NO. 92-48

CC-7(f) The City Council adopted Resolution No. 92-48 approving
CC-300 Program Supplement #4 to the State-Local Master Agreement
#SLTPP-5154 covering the street improvements to Cherokee
Lane, Kettleman Lane to Delores Street, appropriate \$75,000
from the TDA Fund and \$21,260 from the State-Local
Partnership Program Fund to cover this work.

This is another project using State-Local Partnership Program funds as provided by Section 2600 et seq. of the Streets and Highways Code. The amount that the City will receive from the State under this project is approximately \$21,000 which is 30% of the eligible portion of the project. Because we changed the limits of the project after the initial application was made to the State, that portion of work being done south of Kettleman Lane will not be eligible under this project. We will be receiving 30% of the eligible amount, however, that is only approximately 25% of the total project.

At the time this project was originally budgeted in the 1989-90 Capital Improvement Projects, it was funded using gas tax money. Because we have now applied for and received State-Local Transportation Partnership money, this

project cannot be matched using gas tax funds. We must use TDA funds on the project, so we are requesting that TDA funds be appropriated to cover the matching portion of this project and the gas tax funds remaining in the project account be put back into the gas tax fund balance. The SLTPP funds must also be appropriated.

COMMENTS BY CITY

COUNCIL MEMBERS The following comments were received under the "Comments by City Council Members" segment of the agenda:

LODI DISTRICT CHAMBER OF COMMERCE
STREET FAIRE

CC-7(k) Council Member Hinchman complimented the banner that has been strung up in the downtown area announcing the May 3, 1992 Lodi District Chamber of Commerce Street Faire.

UPDATE ON REMOVAL SCHEDULE REQUESTED
REGARDING TREE STUMPS ALONG SACRAMENTO
STREET (DOWNTOWN ASSESSMENT DISTRICT)

CC-10(f) Council Member Hinchman asked staff to check into when the
CC-13 tree stumps along Sacramento Street (Downtown Assessment
CC-16 District) will be removed.

CONCERN EXPRESSED REGARDING ADULT BOOK
STORE GOING INTO BUSINESS ON SACRAMENTO
STREET

CC-16 Council Member Sieglock stated that he had recently heard of an Adult Book Store that is going into business in the Sacramento Street area. Mr. Sieglock expressed his concern and asked that the City Attorney check with the City of Manteca as to how they are dealing with such businesses.

COMMENTS BY THE
PUBLIC ON NON
AGENDA ITEMS

No comments were received under the "Comments by the public on non-agenda items" segment of the agenda:

PUBLIC HEARINGS There were no public hearings listed on the agenda for this City Council meeting.

PLANNING COMMISSION REPORT City Manager Peterson presented the following Planning Commission Report of the Planning Commission Meeting of March 2, 1992:

CC-35 The Planning Commission -

At a Special Session held on March 2, 1992, the Planning Commission reviewed and approved the staff's recommendation

for the 1989, 1990 and 1991 Growth Management Allocations for single-family, medium density and high density residential uses.

Presented for City Council review was the report submitted to the Planning Commission. It consisted of sheets showing (1) the requested allocations by the developer or property owner; (2) the scoring summary using the adopted Growth Management point system; (3) the proposed 1989-1991 allocation schedule; (4) an allocation schedule showing 1992 as well as 1989-1991; (5) the estimated population as of September 1 of each year; and (6) maps depicting the various development projects.

The Planning Commission also -

Presented for Council review was the Planning Commission Report of its meeting of March 9, 1992 as follows:

- a. Continued until April 13, 1992 the request of Baumbach and Piazza, Inc. Consulting Engineers on behalf of James Anagnos, et al for approval of a Tentative Parcel Map to create two parcels from one parcel at 801 East State Route 12 (APN 027-040-30) in an area zoned C-S, Commercial Shopping.
- b. Conditionally approved the request of Phillippi Engineering, Inc. on behalf of Lodi Plaza Limited Partnership for approval of a Tentative Parcel Map to create six parcels from one parcel at 2448 West Kettleman Lane in an area zoned C-S, Commercial Shopping.
- c. Accepted the request of Ralph Cundiff, Ad-Art, Inc. on behalf of Lodi Honda to withdraw the following:
 1. request for a Use Permit to install a programmable electronic display identification sign on an existing 70-foot high sign structure at 1700 South Cherokee Lane in an area zoned C-2, General Commercial; and
 2. request for a Zoning Variance to increase the sign size at 1700 South Cherokee Lane in an area zoned C-2, General Commercial.
- d. Determined that a Zoning Hardship did not exist and denied the request of Anthony D. Azevedo to reduce the required side yard setback from 5 feet to 3 feet 4 inches to permit an illegally erected carport to remain at 1227 South Washington Street in an area zoned R-1*, Single-Family Residential - Eastside.

- e. Set a hearing for 7:30 p.m., Monday, April 27, 1992 to consider a Sign Ordinance Amendment to permit A-Frame or free standing signs on private property.

COMMUNICATIONS
(CITY CLERK)

CLAIMS CC-4(c) On recommendation of the City Attorney and Insurance Consulting Associates, Inc., on motion of Mayor Pro Tempore Pennino, Hinchman second, the City Council denied the following verified claims and referred them back to the City's Contract Administrator:

- a) Central California Traction Company, date of loss December 17, 1990; and
- b) Ahriel Pugh, date of loss September 1, 1991.

REGULAR CALENDAR

MOKELUMNE RIVER ACCESS

CC-27(c) The City Council was advised that in September of 1991,
CC-184 Mayor David Hinchman and the City Council directed the formation of a Mokelumne River Access Task Force to address the many and varied issues of the Mokelumne River, the focal point of which would be access - current and/or needed. Mr. Hinchman, upon consultation, indicated to appointed Chairman Bob Johnson and staff Department Head Ron Williamson, that other and varied issues of the river be discussed and recommendation should be brought forward to the Council at an appropriate time when findings were concluded and conclusive.

A committee of seven members was selected and approved by Mayor Hinchman - Bob Johnson, Chairman; R. E. Thull; Russ Munson; Jerry Neuburger; John Kindseth; Bob Sternfels; and Pat Coulston. The committee conducted four public hearings to discuss the issues of the Mokelumne River and related areas. The dates of those meetings were October 23, 1991, November 19, 1991, December 10, 1991, and January 14, 1992. All meetings were publicized and notifications to all committee members, interested parties, City Council, Parks and Recreation Commissioners, and City staff took place. Likewise, minutes at the conclusions of all meetings were forwarded to all parties listed above. The Lodi News Sentinel/Stockton Record covered the meetings and did feature articles on same. "The Public was informed."

After concluding all meetings of the Task Force, their findings and recommendations were presented to the Parks and Recreation Commission at a "SPECIAL MEETING HELD TUESDAY, FEBRUARY 18, 1992," at which time the Commission reviewed the findings and recommendations of the Task Force

and likewise made appropriate recommendations as they saw and see the issues of the Mokelumne River.

Mr. Bob Johnson, who has served admirably in chairing the February 18 and all Task Force meetings, discussed in detail the findings and recommendations of both groups.

The following recommendations were made by the Lodi Parks and Recreation Commission regarding the matter:

1. That a five (5) mph speed limit on the Mokelumne River be imposed adjacent to all City of Lodi properties.
2. That all other areas (private properties) along the Mokelumne River be encouraged to likewise adopt and go before the Board of Supervisors to create a five (5) mph speed limit through the river expanse of the Woodbridge Regional Park to those areas in the eastern section of the City limits and areas for future considerations.
3. A Comprehensive Master Plan of the Mokelumne River addressing access, development, preservation, maintenance and resource management be adopted and completed as a joint venture of the City of Lodi and County of San Joaquin, to address the present and the future of the river area. Include primarily those areas within the City limits, but consider the total expanse from Woodbridge Regional Park, Knight's Lake, and properties and concerns for same on the north side of the river to the eastern City limits and new planned areas to come.
4. Full access for all types of crafts that can be realistically trailered from City boat ramps. That the City staff address their boating controls/restriction as to motorized or non-motorized crafts on the Lake and the five (5) mph speed limit on the City's waterway. In addition, log booms as needed to control Lake boating use. That the City perform required maintenance on the Lake and river to enhance the parks and control erosion problems.
5. The City of Lodi take the lead on enforcement of the river, working in conjunction with the San Joaquin County Sheriff's Department to address patrol control needs and to develop a plan for same.

6. The City-owned Scenic Overlook property be developed into a City park for boat access only.
7. If and when the Thorpe property develops, the provisions of the California Subdivision Map Act be addressed by the Planning Commission and Lodi City Council.
8. It was unanimously agreed there would be no access through the Mokelumne Village streets, with the exception of City maintenance vehicles.
9. That the Highway 99 bridge/flood plain be encouraged for preservation and a wetlands area; no access be allowed at this time. It is suggested that vacant lots be fenced and signed to disallow trespassing at the Yokuts cul-de-sac. That this area be a part of the Comprehensive Master Plan and considered for preservation and to be left natural.
10. That areas of Knight's Lake, Woodbridge Regional Park, and the eastern boundaries of the City limits be a part of the overall "big picture" of future consideration and public access. That these areas likewise be a part of the Comprehensive Master Plan and be addressed. That areas on the North bank of the Mokelumne River, not previously addressed, be considered for future river resources and encourage formation of a river bank maintenance district for more economical erosion control.

The following recommendations were made by the Mokelumne River Access Task Force Committee:

1. That the City of Lodi adopt a Mokelumne River Comprehensive Plan of access, development, preservation, maintenance and resource management for the Mokelumne River from Highway 99 to Lodi Lake.
2. Watercraft shall have unobstructed access to the Mokelumne River from Lodi Lake.
3. Activities on Lodi Lake relative to alternating between speed boats and non-powered boats and their days and hours of operation remain the same and be reviewed by City staff.

4. Committee agreed to pass on issues of gates, log booms, and floats and leave these controls to City staff.
5. San Joaquin Sheriff's Office be requested to place river patrols on the river to enforce the five (5) mph ordinance, and the City of Lodi will step forth to demonstrate a willingness to participate in the patrol.
6. Maintenance to be performed on the Lake in the form of removing sand bars, etc. (recontour), river bank erosion along river to be repaired through dredging and rocking, and maintenance of fallen debris, trees, etc. into the river.
7. The City shall acquire an easement for roadway purposes from Turner Road north along the railroad tracks to the Mokelumne River, and then under the railroad trestle into the new park to be developed at the Scenic Overlook. After discussion pertaining to the waterfront along the Thorpe property, it was moved, seconded and unanimously agreed that if the Motion passes, the waterfront along the Thorpe property shall not be open for public access.
8. Park Rangers will patrol and control access to the Scenic Overlook Park.
9. The roadway shall be shielded from the remainder of the Thorpe property, make the entrance attractive, and parking should be self-contained at the new park.
10. The City of Lodi should develop a new "family" park at the Scenic Overlook. Funding to be provided through State, Federal, and/or City funds, which may be available; beach and small boat access to be provided; facilities for swimming, picnic, sports, and group functions should emphasize family utilization; convenient parking should be on-site.
11. An admission fee shall be charged, and security fencing, signage, etc. used where needed (i.e. on streets in Mokelumne Village).
12. Patrol be a joint effort of the City of Lodi and San Joaquin County.

13. Neighbors shall be shielded with proper fencing; maintain river free of debris; access would be that if access at the Thorpe property is not feasible, it would have to be through the City streets in Mokelumne Village.
14. Should access from City streets be necessary, the City be aware of the possible problem that might occur and make plans to address that problem, being sensitive to the possible on-street parking that is generated by City parks, and the concerns of the property owners be addressed.
15. No access at the Highway 99 Bridge, as area is not conducive to controlled public access.
16. Proper controls as security fencing, signage, etc., warning of "no trespassing" on properties in this cul-de-sac be encouraged.
17. Joint enforcement of City of Lodi and San Joaquin County.
18. Neighbors shall be encouraged to fence vacant lots used for unauthorized access.
19. The flood plain property that we know as the Arnaiz property be considered by the City for future wetland or preservation, and that the City address this as part of its plan for the Mokelumne River area.
20. To return area to its original environment, specifically allowing the river to back up in the area creating an actual lake area.
21. The City shall coordinate with County of San Joaquin to develop a comprehensive plan of development for Woodbridge river area that will be compatible with the City of Lodi Mokelumne River Comprehensive Plan, and ask County to adopt a five (5) mph speed limit.
22. The City should monitor opportunities for further development of river access, not within the City limits area east of Highway 99, and be a part of an overall master plan.
23. The City should monitor opportunities in this area for further development of river resources, and encourage the formation of a

river bank maintenance district for more economical erosion control.

24. The findings of the Mokelumne River Task Force will be submitted to the Parks and Recreation Commission for review. Upon a recommendation from the Commission, the findings will be sent to the City Council for action.

Addressing the City Council regarding the matter were:

1. Roy Marrs, 102 Mokelumne River Drive, Lodi;
2. Pat Stocker, P.O. Box 673, Victor;
3. Dean Devine, 450 West Turner Road, Lodi;
4. Bill Shiller, 434 Mokelumne River Drive, Lodi;
5. Roy Johnson, 301 Mokelumne River Drive, Lodi;
6. Linda Johnson, 301 Mokelumne River Drive, Lodi;
7. Ron McLaughlin, 1053 Miwok Drive, Lodi;
8. Gary Alegre, 1882 Lakeshore Drive, Lodi;
9. Mary Miller, 1216 Midvale Road, Lodi;
10. Frank Alegre, 2000 Edgewood Drive, Lodi;
11. Don Perry, 303 Tioga Drive, Lodi;
12. Henry Linbert, 208 Mokelumne River Drive, Lodi;
13. Ellen McGuire, 18934 North Lower Sacramento Road, Woodbridge;
14. Tony Alegre, 317 Leland Court, Lodi;
15. Don Ford, involved in part-ownership of Thorpe property;
16. Dwight Sorenson, Mokelumne Village;
17. Pat Brown, Lodi;
18. Jack Loftus, 609 Windsor Drive, Lodi;
19. Jim Gomer, 2208 West Walnut Street, Lodi;

20. Don Watters, 888 Westwind Drive, Lodi;
21. Doug Flatter, 258 Royal Oaks Court, Lodi;
22. Mark Newfield, 1900 Lower Sacramento Road, Woodbridge;
23. Elmer Brown, 721 South Pleasant Avenue, Lodi; and
24. Scott Essin, Parks Superintendent.

A lengthy discussion followed with questions being directed to staff and to those who had given testimony.

On motion of Council Member Snider, Pinkerton second, the City Council by unanimous vote determined:

- a) not to proceed in the adoption of a five-mile per hour speed limit on the Mokelumne River;
- b) not to pursue access through the Thorpe property until a map is filed on the subject property;
- c) to pursue a comprehensive master plan, including the Scenic Overlook and other related areas; and
- d) to proceed to provide access to the Mokelumne River from Lodi Lake.

RECESS

Mayor Pinkerton declared a five-minute recess and the City Council reconvened at approximately 10:28 p.m.

KOFU PARK/ZUPO FIELD FACILITY RENTAL FEE REVIEW

CC-40
CC-56

The City Council was advised that at the January 7, 1992 Parks and Recreation Commission meeting, the baseball diamond rental fee schedule as proposed by Michael Reese, Recreation Supervisor was approved. This schedule created four classes of users: local youth, local adult, out-of-town youth and adult, and professional teams. The fees were based on direct costs of preparing a diamond for a game or practice, with the user paying a percentage of that cost. The percentages were approximately:

Local youth - 50%
Local adult - 75%
Out-of-town - 100%
Professionals - 125%

Additional information regarding rental fees is listed below:

CURRENT MAINTENANCE AND ELECTRICAL COSTS

These figures are based on direct time spent preparing the field for play, and does not include the regular maintenance used to keep the field in proper condition, nor my supervisory time in working with groups seeking reservations.

Day practice:	\$51.00	Day game:	\$67.20
Night practice:	\$68.50	Night game:	\$84.98

In any use of the field where the lights are used, or the use begins at 5:00 p.m. or later, it will be defined as a night game/practice.

Uses are based on four (4) hours for practice of single games, and seven (7) hours for doubleheaders. Uses above this base will be at \$10 per hour.

Fractions such as 15/25 are for single games/doubleheaders.

Maintenance will be provided after every other game during a tournament, every game maintenance will be \$20 for each extra application.

	1991	1992 PROPOSED
<u>GROUP I LOCAL YOUTH</u>		
Example: Legion (18 & under and 51% LUSD)		50% of cost
DAY PRACTICE	\$10	\$25 (50%)
NIGHT PRACTICE	25	35 (50%)
DAY GAME	15/25	35/50 (52%)
NIGHT GAME	25/35	45/60 (53%)
TOURNAMENT	30	50

BASEBALL

PRACTICE DAY	41.20	FIELD MAINT. NIGHT	\$41.20
	10.00	OPEN/CLOSE	10.00
		LIGHTS (2 hrs @ 8.65)	17.30
	<u>51.20</u>		<u>68.50</u>
GAME DAY	57.68	FIELD MAINT. NIGHT	\$57.68
	10.00	OPEN/CLOSE	10.00
		LIGHTS	17.30
	<u>67.20</u>		<u>84.98</u>

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SOFTBALL

PRACTICE DAY	24.72	FIELD MAINT. NIGHT	\$24.72
	10.00	OPEN/CLOSE	10.00
		LIGHTS (2 hrs @ 6.82)	13.64
	<u>34.72</u>		<u>48.36</u>
GAME DAY	37.08	FIELD MAINT. NIGHT	\$37.08
	10.00	OPEN/CLOSE	10.00
		LIGHTS	13.64
	<u>47.08</u>		<u>60.64</u>

Legion Baseball Rental Survey

February, 1992
Lodi Parks And Recreation Department

CITY	ATWATER	STOCKTON	MERCED	LODI
SITE	Osborne Field city park	Billy Hebert city park	Merced College	Zupo Field
SITE	n/a	St. Mary's	Merced High	Kofu Park
GAMES/YR	all	15 Karl Ross 10 Ed Stewart	5 College 15 H.S.	all (10 in 1991)
DAY	no charge	40/65/90 single/dbl/ triple	College \$36 School no charge	15/25 (91) 35/50 (92)
NIGHT	no charge	\$150 single 190 double	College \$94.50 +6.85 hour School has no lights	25/35 (91) 45/60 (92)
PRACTICE	no charge	no charge at St. Mary's	no charge at School	day \$10 night \$25
MAIN- TENANCE	by user	Hebert: City Schools: user	College: Staff School: user	by City
SUPER- VISOR	no	Hebert \$12.60 per game	College: yes School: no	no
OTHER	see A below	see B below	see C below	

notes: A: Legion makes improvements or gives \$500.00 towards improvements each season.
B: Hebert games start at 5:00 such that they are considered day uses. Lincoln High did not respond to survey; Stewart plays some games at this site.
C: College bases charge on lights, maintenance, rent, and repair/replacement charge.

legions\$

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✓ Continued March 18, 1992

At the February 5, 1992 City Council meeting Riney Bender appeared before the City Council appealing the decision to implement these fees as it pertains to American Legion Baseball.

Addressing the City Council regarding the matter were:

- a) Ron Williamson, Director of the Parks and Recreation Department; and
- b) Mike Reese, Recreation Supervisor.

Addressing the City Council regarding his appeal was Mr. Riney Bender, 729 South Pleasant Avenue, Lodi. Also addressing the City Council regarding the matter were Bob Carloni, Elmer Brown, Ed Wahl, Frank Alegre, and Tony Zupo.

A lengthy discussion followed with questions regarding the matter being directed to staff and to those who had addressed the City Council regarding the matter.

On motion of Mayor Pro Tempore Pennino, Snider second, the City Council determined to maintain the 1991 rates to be assessed for all games for youth sports (18 years of age and under). The motion carried by the following vote:

Ayes: Council Members - Pennino, Sieglock, Snider, and Pinkerton

Noes: Council Members - Hinchman

Absent: Council Members - None

REVIEW OF CONCEPTUAL PLAN FOR KOFU PARK BATTING CAGE

CC-27(c)
CC-40
CC-90

The City Council was advised that at the meeting of the City Council of February 19, 1992, the Parks and Recreation Department staff, Boosters of Boys/Girls Sports organization (B.O.B.S.) and Tokay High School baseball program reviewed with the Council a proposed location of a batting cage at Kofu Park. The suggestion of the Council, after review, was to go out to the site, look over the recommended location, and explore possible other sites for this installation. As such, Director Williamson was asked to set up tours of the site with the Council and report back their findings at the next meeting, March 18, 1992.

I have met with four of the five Council people at this time, and it was generally felt that a better location would be in the back area of the Park, behind the hardball backstop, and adjacent to the corporation yard fence on a high ground area.

A member of the B.O.B.S. organization was present, as was Tokay High varsity coaches, Paul Lovotti and John Nilveyer. Generally, at the site, there was discussion as to how it could work, pros and cons, and some detailed thoughts for construction.

It was reported that the B.O.B.S.'s had pulled their funding of the project.

Following a brief discussion, by motion action, the City Council tabled the matter.

AGREEMENT FOR PREPARATION OF COMPREHENSIVE
PARKS AND RECREATION AND OPEN SPACE
MASTER PLAN

CC-27(c)
CC-40

The City Council was advised by Parks and Recreations Director Williamson that as a part of the General Plan and Development Impact Mitigation Fee study, the City established a parks and recreation facility standard (and corresponding impact fee) based on matching existing facilities. The #1 implementation program item under the Parks, Recreation and Open Space element of the General Plan was the preparation of the Master Plan. The location and size of future parks was only roughly indicated on a map contained in the fee study. Other facilities, mainly community recreation buildings, were unspecified. The estimated cost of consulting services for the plan was included in the impact fee program (\$50,000 in 1990 dollars).

Selection Process

In 1991, after the adoption of the General Plan, the Parks and Recreation Department started on the plan. Recognizing that this significant effort would require outside help, the department contacted consultants and other cities that recently had Master Plans prepared. We received examples of "Requests for Proposals" (RFP), Master Plans and general comments on the process. Over thirty letters were sent to consultants asking for comments and interest. Based on that input, an RFP was developed which was mailed to nine firms. The RFP included a requirement for attendance at a pre-proposals meeting in December which seven firms attended. Proposals were received from five firms on January 17, 1992. The proposals were reviewed by a committee consisting of two members of the Parks and Recreation Commission, the Parks and Recreation Department management staff and two persons from the Public Works and Community Development departments' staff. Based on qualifications, responsiveness of the proposal and background checks with other cities, three firms were selected to make an oral presentation to the committee.

Oral presentations were made on February 14. The committee interviewed the firms of:

- ° Callander Associates from San Mateo and their three subconsultants - The Sports Management Group (recreation program); Moore, Iacofano, Goltsman (community survey, input and workshops); and Kreines & Kreines (general plan, zoning and environmental analysis).
- ° J. C. Draggoo & Associates from Portland
- ° Royston Hanamoto Alley & Abey from Mill Valley and their subconsultants - Moore, Iacofano, Goltsman (community input and workshops) and Walp & Moore (community survey and recreation program).

The estimated budget for each firm, assuming comparable graphics and printing costs, and selecting comparable options (if offered) is:

Callander Associates	\$118,000
J. C. Draggoo & Associates	\$ 61,000
Royston, et al.	\$116,000

The committee majority selected the team led by Callander Associates as their recommendation to the City Council. This recommendation has also been reviewed by the full Parks and Recreation Commission. Advantages and strong points of this team included:

- ° size of the firm - they have sufficient resources to carry the project in the event of unforeseen difficulties.
- ° knowledge of California Environmental Quality Act (CEQA) requirements - they were the only firm that pointed out this "project" is subject to CEQA and offered, at nominal cost, to prepare the report in a format that will allow relatively easy environmental review.
- ° impact fee considerations - since most of this study and a major portion of the projects that will come out of the study are being funded by impact mitigation fees, it is important that the work and its conclusions comply with applicable State law. This team appeared to have the best knowledge in this area.

- community input - the Callander team offered a wide range of community input options which are discussed below.

Study Options/Cost

The recommended appropriation for this plan includes the following:

Consultant's services	\$ 89,700
Reports and graphics	7,000
Public notices (mailing, advertisements)	1,000
Contingencies	9,800
Subtotal	<u>\$ 10,500</u>
Recommended options:	
ADA workshop	2,000
Spanish translation of survey	1,500
Youth involvement program	6,000
CEQA format	<u>1,000</u>
TOTAL	\$118,000

The consultant's team and services were briefly described. Staff is recommending that a telephone survey with bilingual (Spanish) capability be performed rather than a door-to-door survey which would cost an additional \$4,200.

The ADA (Americans with Disabilities Act) Workshop was described. The City has assembled a staff committee to work with this issue and this on-site training may be more cost effective than additional out-of-town workshops. Since the ADA program is still relatively new, staff recommends that this item be included in the project budget but that authorization to proceed on this item remain with the City Manager. This will allow time for staff to work with the consultants and to determine if we should take advantage of this specialized workshop or not and make a recommendation to the City Manager.

The "Children and Youth Involvement" option was described in the staff report. Staff feels this should also be included in the budget. However, a decision to proceed on this task should not be made until staff has received a commitment from the Lodi Unified School District. We would arrange a meeting among City, consultant and LUSD staff to discuss the program and whether it is feasible given the timing of our work, school schedules, class time availability, etc.

Master Plan Review Committee

All of the consultants strongly recommended that the City establish a formal review committee to work with the

consultant. This committee would meet several times during the course of the study to review intermediate reports and guide future work. For example, a decision regarding the format of public input workshops is needed. Should they be focused on geographic subareas of the City or on specific topics such as youth and adult activities? (The basic budget provides for three such workshops and additional could be funded out of the contingencies.) Staff and the consultant recommend that the committee consist of:

- ° a City Council representative
- ° a Planning Commission representative
- ° one or two members of the Parks and Recreation Commission
- ° a Booster of Boys and Girls Sports Organization representative
- ° an Adult Sports Advisory Board representative
- ° a representative from the Senior Citizen Commission
- ° a Nature Area Advisory Committee representative
- ° an Arts Commission representative
- ° a Lodi Unified School District representative
- ° two to four "at large" members

There should also be a staff committee to review the consultant's work and work with the review committee. City Parks and Recreation, Community Center, Community Development, Finance, Administration and Public Works staff should be included. The overall project will be coordinated by the Parks and Recreation Director. Staff recommends that the Council direct the City Manager on forming these committees.

As stated earlier, the recommended budget for this project is \$118,000. While this is a significant expenditure, in light of the overall Parks and Recreation program and the General Plan, the amount is relatively small. This plan will be the basis for over \$18 million in new parks and recreation facilities as identified in the Impact Fee study. An undertaking of this magnitude should not be undertaken without significant public input and careful planning. The plan will also provide operation and maintenance standards and costs which will be needed to evaluate whether or not the City can afford to run the new facilities.

The majority of this plan can be paid for out of the Parks and Recreation Impact Mitigation Fund. Since this is the first project for the fund (which already has a \$10,000 balance) and additional revenue will be coming with new development this summer, borrowing from the General Fund should be minimal. However, since some of the work will involve analysis of existing parks and their deficiencies, a portion of the funding should be from the General Fund. Based on the consultant's cost breakdown for inventory of existing facilities and other work regarding deficiencies,

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staff recommends that \$10,000 be appropriated from the Capital Outlay Fund.

Mr. William Harris of Callander Associates appeared before the City Council indicating his willingness to answer any questions the City Council had regarding the matter.

Bob Johnson, Chairman of the Lodi Parks and Recreation Department stated that he was impressed with the firm of J. C. Draggoo and Associates. It was a small firm but had excellent results in the work they did for Chico and Redding.

Mr. Frank Alegre, 2000 Edgewood Drive addressed the City Council stating that he was concerned about the money the City will spend on the Master Plan.

Following discussion on motion of Council Member Snider, Pinkerton second, the City Council directed the City Manager to re-evaluate the bids that had been received for the preparation of a comprehensive Parks and Recreation Open Space Master Plan.

LODI LAKE PARK NATURE AREA POLICY STATEMENT

CC-27(c)

The City Council was advised by Parks Superintendent Scott Essin that the Nature Area Advisory Committee when it was formed was charged with the responsibility of developing a policy statement for the Lodi Lake Nature Area. The highlights of this statement is as follows: "To maintain and develop the Nature Area as a managed natural area." As stated, this means that some controlled development and management will occur. The areas addressed in the policy deal with general safety, rules for human use, maintenance statement, and statements having to do with the introduction and maintenance of existing animal and plant life.

A particular note in this policy is the recommendation to prohibit the use of alcohol and also a prohibition against picnicking in the Nature Area.

The substance of this policy is to maintain the Nature Area in its present condition and to insure the integrity is not compromised by over use.

Following discussion, on motion of Council Member Pennino, Pinkerton second, the City Council approved the Lodi Lake Park Nature Area Policy Statement as proposed by the Nature Area Advisory Committee with the deletion of the segment pertaining to the posting of speed limits for boats. The motion carried by the following vote:

Continued March 18, 1992

Ayes: Council Members - Pennino, Sieglock, Snider, and Pinkerton

Noes: Council Members - Hinchman

Absent: Council Members - None

BIDS REJECTED FOR 1992 SIDEWALK
REPAIR PROGRAM

RESOLUTION NO. 92-49

CC-12(b)
CC-300

The City Council was advised that the 1992 Sidewalk Repair Program project will replace bad sidewalk which was damaged by City trees, and other curb, gutter and sidewalk which is the responsibility of the City. The City has an on-going sidewalk repair program and this project will repair as many sidewalks as the Street CIP Budget will allow. The contract on this project will also be used to install handicap ramps. Purchase orders will be issued to the contractor during the year as repair work is needed.

Kahler Concrete has filed a protest on the award of this contract. Case Construction Company, in their bid package, submitted a company check as a bid guarantee instead of the cash, certified check, cashier's check or bidder's bond mentioned in the bid proposal. The company check from Case Construction Company was for \$3,595.75 which is equal to 10% of their total bid.

Staff considered the submittal of a company check a minor informality and recommended that the City Council award the 1992 Sidewalk Repair Program contract to Case Construction Company and waive the informality in the bid submittal.

Plans and specifications for this project were approved on February 5, 1992. The City received the following seven bids for this project:

<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
Engineer's Estimate		\$36,713.50
Case Construction	Lodi	35,957.45
Kahler Concrete	Lodi	36,790.90
Meza Construction	Oakdale	37,209.50
Treichel Concrete	Victor	38,777.75
Popuch Concrete	Lodi	38,807.00
Griffith Concrete	Lathrop	57,901.40
Cunningham & Sons	Oakdale	77,724.50

A representative of Kahler Construction Company addressed the City Council regarding their protest stating that their Company had to pay for the bond and time was expended in obtaining the bond.

Following discussion with questions being directed to staff and to the representative of the Kahler Construction Company, the City Council, on motion of Council Member Hinchman, Pennino second, adopted Resolution No. 92-49 rejecting the bids that had been received for the 1992 Sidewalk Repair Program and authorized the readvertisement for bids.

REQUEST DENIED FOR ALLEY CLOSURE
DURING SCHOOL HOURS, AREA OF LIBERTY
HIGH SCHOOL (660 WEST WALNUT STREET)

RESOLUTION NO. 92-50

CC-45(a)
CC-300

The City Council was advised that Classroom buildings for Liberty High School exist on both sides of the subject alley. Doors to these classrooms open into the alleyway. Due to conflicts arising between students crossing this alley and vehicle travel, the insurance company representing the school district suggested that the alley be closed to vehicle travel. The school district's request is to close the alley during school hours, from 7 a.m. to 2 p.m., on school days only.

Existing Conditions

Liberty High classrooms are located at the north end of the alley. There are three apartment complexes and seven single-family units with alley frontage located from the classrooms to Lodi Avenue. The total number of individual residential units having alley frontage is twenty-five, of which up to twenty may need alley access. With the closure of the alley at Walnut Street, access to these residential units during school hours would be only from Lodi Avenue.

Available accident records for the four-year period from 1988 to 1991 indicate that there have been no accidents at the alley's intersections with Lodi Avenue or Walnut Street. Accident history for the alley is not available.

Discussion

This request is similar to the closure of Pleasant Avenue for Needham School, approved by City Council in 1982; the school district has again agreed to have adult personnel place and pick up the barricades for the proposed closure. Barricades are to be provided by the school district; signs will be provided by the City at the school district's expense.

The only concern staff has regarding this closure is that the only access to the residential units during school hours will be from Lodi Avenue. However, based on accident history and that the closure will more than likely reduce

the total number of vehicles accessing the alley at Lodi Avenue during that time period, staff has no major objections to this closure. Staff will continue to monitor this closure, and, if problems arise, this issue will be brought back to Council for reconsideration.

The Police Chief and Fire Chief have been contacted and have no objections to this closure as long as the barricades can be easily moved in the event of an emergency and that the closure signs are visible to motorists on Lodi Avenue and on Walnut Street.

Several residents of the subject area spoke in opposition to the closing.

Mr. Fred Biglow, Lodi Unified School District Police Services addressed the City Council stating that the request to close the alley would only be during school hours, from 7:00 a.m. to 2:00 p.m., on school days only.

Following discussion, on motion of Council Member Snider, Hinchman second, the City Council adopted Resolution No. 92-50 denying the request from the Lodi Unified School District to close the alley west of California Street, between Lodi Avenue and Walnut Street, during school hours.

INTERIM CAPITAL IMPROVEMENT PROGRAM
APPROPRIATIONS

ORDINANCE NO. 1546 INTRODUCED

CC-15 Richard Prima, Assistant City Engineer advised the City
CC-149 Council that in the past, the City has adopted a capital improvement budget (CIP) in the fall after the operating budget for the fiscal year is adopted in June. This fiscal year, the CIP budget was delayed due to work being done on the Development Impact Fee Program and the Growth Management Program. Staff is now preparing the budget for 1992/93, and per new direction from the City Manager and Finance Director, this budget will include capital improvements, thus there will be no separate 1991/92 CIP.

However, due to the need for funding on annual projects and other projects that should be started prior to July 1992, staff is requesting that certain projects as set forth below be appropriated from the sources indicated.

Transfers

The Development Impact Fee Program adopted by the Council in 1991 included a number of projects which provide capacity for future growth for which the City has already expended the funds. These fall into two categories: 1) projects whose "capacity" will be used up over the life of the General Plan, and 2) those with relatively limited life. They are discussed separately below:

- 1) "long-term" projects - the two projects in this category consist of new development's share of the new elevated water tank (\$183,489) and various recently completed street widening and traffic signal projects (\$1,281,500 in total). These amounts represent 1.97% and 8.38% of the total new development's share of the cost of needed projects in the Water and Street funds respectively. Since this capacity will be "used up" as development occurs and this rate will likely be different than the schedule included in the fee program, it is recommended that these percentages of revenue be transferred to the appropriate accounts. This will avoid over collecting and more closely match the used capacity and actual development.
- 2) "short-term" projects - these consist mainly of the various master plans, impact fee, and general plan documents which will all need to be updated several times before the General Plan horizon of the year 2007. These projects total \$627,418. For these projects, it is recommended that the Finance Director be authorized to transfer these funds as they are available from the appropriate impact fee revenues.

In both cases, these transfers will be shown in the year-end report for all the impact fee funds. By using a percentage in case 1), interest will automatically be accounted for. In case 2), the amount owed will be indexed by the Engineering News Record Index as is provided in the impact fee ordinance for reimbursement to developers in similar situations.

<u>Fund-Account</u>	<u>Project</u>	<u>FY 92/93</u> <u>Amount</u>	
	Miscellaneous Sanitary Sewers	\$ 10,000	17.1-400.01
	Miscellaneous (Sanitary Sewer) System Relocations	20,000	17.1-400.05
	Poplar Street Sanitary Sewer Replacement	109,000	17.1-400.60
	WSWPCF Irrigation System Expansion (Phase 2)	137,000	17.2-
	WSWPCF Primary Sedimentation Tank Rehab	75,000	17.2-
	Miscellaneous Water Mains	15,000	18.1-450.01
	Miscellaneous (Water) System Relocations	20,000	18.1-450.07
	Water Meter Retrofits	110,000	18.1-450.06
	Well 11R Block Wall	77,000	18.1-460.11
	Preliminary Well Site Design	50,000	60.1-
	Miscellaneous Street Widening	20,000	33.0-500.01
	Miscellaneous Curb and Gutter Replacement	15,000	33.0-500.03
	Sidewalk Replacements	22,000	128.0-500.04
	Miscellaneous Traffic Improvements	20,000	33.0-
	Church Street Coordination Improvements	22,000	33.0-
	Church Street Overlay, Vine to Tokay and Chestnut to Lodi	116,000	33.0-
	Highway 12 Project Study Report	92,000	60.4-
	Lower Sacramento Road Widening, Preliminary Engineering	20,000	60.4-
	Overlay Analysis and Design	6,000	124.0-500.80
	Development Impact Fee Program Administration	115,000	60.8-

Following discussion the City Council introduced Ordinance No. 1546 entitled, "An Ordinance of the Lodi City Council Adopting an Interim Capital Improvement Program Budget for Various City Projects for the City of Lodi for Fiscal Year 1992-93 and Approving a Policy for Transferring Funds from the Various Development Impact Fee Funds to Repay Other City Funds' Expenses Already Incurred".

CONTRACT AWARD FOR HALE PARK
IMPROVEMENTS, 208 EAST LOCUST STREET

RESOLUTION NO. 92-47

CC-12(c) The City Council was advised that the Hale Park Street
CC-300 Improvements, 208 East Locust Street, Lodi Project will
renovate the existing park site by regrading the parcel and
installing a new restroom facility, picnic structures and
facilities, a basketball court, horseshoe pits, and a
playground area.

The seven bid proposals have been reviewed and tabulated.

The Community Development Block Grant Fund has
approximately \$507,000.00 set aside for this project so the
recommendation is that the City Council award the Hale Park
Improvement contract to BRCO Constructors of Loomis,
California, in the amount of \$458,000.00. This \$458,000.00

includes the base bid plus Schedule A (furnish and install the free-standing wall structure), Schedule B (furnish and install the par course equipment), Schedule C (furnish and install playground equipment) and Schedule E (relocate the bandstand to Location B, the south side of the open field).

Plans and specifications for this project were approved on January 15, 1992. The City received the following seven bids for this project:

<u>Bidder</u>	<u>Location</u>	<u>Base Bid plus Schedules A, B, C and E</u>
Engineer's Estimate		\$534,204.00
BRCO Constructors	Loomis	458,000.00
Gateway Landscape & Construction	Livermore	489,860.00
White Oak Landscape	Livermore	511,450.00
Scrimsher-Mineni	Modesto	516,234.50
Neth Construction	Stockton	519,874.40
Diede Construction	Woodbridge	523,821.80
Consolidated Landscape Services	Livermore	532,890.00

Following discussion, on motion of Council Member Snider, Hinchman second, the City Council adopted Resolution No. 92-47 entitled, "A Resolution of the Lodi City Council Awarding the Bid for Hale Park Improvements, 208 East Locust Street" to BRCO Constructors, the low bidder, in the amount of \$458,000.00 (base bid plus Schedules A, B, C and E).

Public Works Department
 Tabulation of Bids Received 3/11/92
 Project: Hale Park Improvements

Continued March 18, 1992

Item	Description	Qty	Unit	Engineer's Estimate		BRCO Constructors		Gateway Landscape		White Oak Landscape	
				Price	Total	Price	Total	Price	Total	Price	Total
1	Clearing Grubbing	1	LS	\$20,000.00	\$20,000.00	\$15,000.00	\$15,000.00	\$36,000.00	\$36,000.00	\$34,931.50	\$34,931.50
2	Site Grading	1	LS	40,000.00	40,000.00	11,370.00	11,370.00	17,000.00	17,000.00	10,000.00	10,000.00
3	Miscellaneous Concrete Subgrade										
	Compaction	21,600	SF	0.20	4,320.00	0.75	16,200.00	0.15	3,240.00	0.22	4,752.00
4	Install Vertical Curb & Gutter	20	LF	22.00	440.00	15.00	300.00	20.00	400.00	20.00	400.00
5	Install City Sidewalk	4,110	SF	2.50	10,275.00	3.00	12,330.00	2.00	8,220.00	2.15	8,836.50
6	Install Handicap Ramp	2	EA	2,200.00	4,400.00	2,000.00	4,000.00	300.00	600.00	1,500.00	3,000.00
7	Install Side Inlet Catch Basin Assembly	2	EA	800.00	1,600.00	1,500.00	3,000.00	1,500.00	3,000.00	2,500.00	5,000.00
8	Install Park Walkway	16,800	SF	2.00	33,600.00	2.25	37,800.00	2.00	33,600.00	2.15	36,120.00
9	Install Basketball Court (including curbing on two sides)	1	LS	25,000.00	25,000.00	15,000.00	15,000.00	16,000.00	16,000.00	20,000.00	20,000.00
10	Electrical and Lighting System (Excluding Recreation Building)	1	LS	64,300.00	64,300.00	66,000.00	66,000.00	63,800.00	63,800.00	71,000.00	71,000.00
11	Basketball & Volleyball, Equipment and Horseshoe Pit	1	LS	12,175.00	12,175.00	7,000.00	7,000.00	8,000.00	8,000.00	2,700.00	2,700.00
12	Furnish & Install Park Furniture	1	LS	24,020.00	24,020.00	34,000.00	34,000.00	24,000.00	24,000.00	31,000.00	31,000.00
13	Chain Link Fencing & Gates	1	LS	7,164.00	7,164.00	8,000.00	8,000.00	8,000.00	8,000.00	8,200.00	8,200.00
14	24" Retaining Wall with 8" Volley Wall	1	LS	7,720.00	7,720.00	6,000.00	6,000.00	8,000.00	8,000.00	8,000.00	8,000.00
15	Furnish and Install Picnic Structures	1	LS	30,000.00	30,000.00	17,000.00	17,000.00	35,000.00	35,000.00	33,700.00	33,700.00
16	Irrigation System	1	LS	34,000.00	34,000.00	22,000.00	22,000.00	24,000.00	24,000.00	21,000.00	21,000.00
17	Planting	1	LS	12,590.00	12,590.00	11,000.00	11,000.00	12,000.00	12,000.00	32,000.00	32,000.00
18	Par Course, Playground Lot & Sand Lot	1	LS	18,600.00	18,600.00	27,000.00	27,000.00	21,000.00	21,000.00	20,000.00	20,000.00
19	Recreation Building	1	LS	95,000.00	95,000.00	81,000.00	81,000.00	90,000.00	90,000.00	83,000.00	83,000.00
Total Base Bid					\$445,204.00		\$394,000.00		\$412,860.00		\$431,640.00

Schedule A

1 Furnish and Install Free Standing Wall Structure

1 LS \$15,000.00 \$15,000.00 \$5,000.00 \$5,000.00 \$14,000.00 \$14,000.00 \$11,710.00 \$11,710.00

Schedule B

1 Furnish and Install Par Course Equipment

1 LS \$9,000.00 \$9,000.00 \$9,000.00 \$9,000.00 \$8,000.00 \$8,000.00 \$8,200.00 \$8,200.00

Schedule C

1 Furnish and Install Playground Equipment

1 LS \$40,000.00 \$40,000.00 \$40,000.00 \$40,000.00 \$40,000.00 \$40,000.00 \$39,900.00 \$39,900.00

Schedule D

1 Relocate Bandstand to Location "A"

1 LS \$20,000.00 \$20,000.00 \$10,000.00 \$10,000.00 \$14,000.00 \$14,000.00 \$20,000.00 \$20,000.00

Schedule E

1 Relocate Bandstand to Location "B"

1 LS \$25,000.00 \$25,000.00 \$10,000.00 \$10,000.00 \$15,000.00 \$15,000.00 \$20,000.00 \$20,000.00

				Neth Construction		Scrimsher & Mineral Const.		Diada Construction		Consolidated Landscape	
Item	Description	Qty	Unit	Price	Total	Price	Total	Price	Total	Price	Total
1	Clearing Grubbing	1	LS	\$14,836.00	\$14,836.00	\$17,000.00	\$17,000.00	\$16,516.00	\$16,516.00	\$36,670.00	\$36,670.00
2	Site Grading	1	LS	13,542.00	13,542.00	45,200.00	45,200.00	9,000.00	9,000.00	40,000.00	40,000.00
3	Miscellaneous Concrete Subgrade										
	Compaction	21,600	SF	0.27	5,832.00	0.40	8,640.00	0.53	11,340.00	0.75	16,200.00
4	Install Vertical Curb & Gutter	20	LF	154.60	3,092.00	10.50	210.00	16.30	326.00	20.00	400.00
5	Install City Sidewalk	4,110	SF	3.04	12,494.40	1.75	7,192.50	3.18	13,069.80	2.00	8,220.00
6	Install Handicap Ramp	2	EA	2,661.50	5,323.00	800.00	1,600.00	1,445.00	2,890.00	1,000.00	2,000.00
7	Install Side Inlet Catch Basin Assembly	2	EA	1,629.00	3,258.00	600.00	1,200.00	1,239.50	2,479.00	1,800.00	3,600.00
8	Install Park Walkway	16,800	SF	2.69	45,192.00	1.75	29,400.00	2.43	40,824.00	2.25	37,800.00
9	Install Basketball Court (Including curbing on two sides)	1	LS	15,078.00	15,078.00	12,500.00	12,500.00	20,739.00	20,739.00	19,000.00	19,000.00
10	Electrical and Lighting System (Excluding Recreation Building)	1	LS	81,550.00	81,550.00	61,500.00	61,500.00	69,165.00	69,165.00	65,000.00	65,000.00
11	Basketball & Volleyball, Equipment and Horseshoe Pit	1	LS	11,039.00	11,039.00	6,500.00	6,500.00	13,663.00	13,663.00	7,500.00	7,500.00
12	Furnish & Install Park Furniture	1	LS	19,672.00	19,672.00	33,000.00	33,000.00	30,578.00	30,578.00	28,000.00	28,000.00
13	Chain Link Fencing & Gates	1	LS	10,747.00	10,747.00	6,677.00	6,677.00	7,254.00	7,254.00	8,000.00	8,000.00
14	24" Retaining Wall with 8' Volley Wall	1	LS	11,027.00	11,027.00	8,300.00	8,300.00	12,150.00	12,150.00	10,000.00	10,000.00
15	Furnish and Install Picnic Structures	1	LS	19,870.00	19,870.00	44,000.00	44,000.00	35,354.00	35,354.00	35,000.00	35,000.00
16	Irrigation System	1	LS	24,821.00	24,821.00	12,300.00	12,300.00	23,879.00	23,879.00	25,000.00	25,000.00
17	Planting	1	LS	11,959.00	11,959.00	15,500.00	15,500.00	10,477.00	10,477.00	18,000.00	18,000.00
18	Par Course, Playground Lot & Sand Lot	1	LS	30,871.00	30,871.00	10,000.00	10,000.00	35,238.00	35,238.00	27,000.00	27,000.00
19	Recreation Building	1	LS	102,445.00	102,445.00	130,000.00	130,000.00	98,221.00	98,221.00	82,000.00	82,000.00
Total Base Bid				* \$442,648.40		* \$450,719.50		\$453,162.80		\$469,390.00	
Schedule A											
1	Furnish and Install Free Standing Wall Structure	1	LS	\$8,144.00	\$8,144.00	\$13,650.00	\$13,650.00	\$13,964.00	\$13,964.00	\$13,500.00	\$13,500.00
Schedule B											
1	Furnish and Install Par Course Equipment	1	LS	\$10,986.00	\$10,986.00	\$7,865.00	\$7,865.00	\$8,878.00	\$8,878.00	\$8,500.00	\$8,500.00
Schedule C											
1	Furnish and Install Playground Equipment	1	LS	\$41,920.00	\$41,920.00	\$36,000.00	\$36,000.00	\$40,795.00	\$40,795.00	\$40,000.00	\$40,000.00
Schedule D											
1	Relocate Bandstand to Location "A"	1	LS	\$16,866.00	\$16,866.00	\$8,000.00	\$8,000.00	\$7,022.00	\$7,022.00	\$9,000.00	\$9,000.00
Schedule E											
1	Relocate Bandstand to Location " B"	1	LS	\$16,176.00	\$16,176.00	\$8,000.00	\$8,000.00	\$7,022.00	\$7,022.00	\$10,000.00	\$10,000.00

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* = Corrected figure

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The motion carried by the following vote:

Ayes: Council Members - Pennino, Sieglock, Snider, and
Pinkerton

Noes: Council Members - Hinchman

Absent: Council Members - None

ORDINANCES

ORDINANCE AMENDING LODI MUNICIPAL CODE CHAPTER 13.04 - SERVICES GENERALLY

ORDINANCE NO. 1543 ADOPTED

CC-6 Ordinance No. 1543 entitled, "An Ordinance of the Lodi City
CC-149 Council Amending Lodi Municipal Code Chapter 13.04 -
'Services Generally'" having been introduced at a regular
meeting of the Lodi City Council held March 4, 1992 was
brought up for passage on motion of Council Member
Hinchman, Pennino second. Second reading of the ordinance
was omitted after reading by title, and the ordinance was
then adopted and ordered to print by unanimous vote.

LAND USE ELEMENT OF THE LODI GENERAL
PLAN AMENDED BY REDESIGNATING A 6.71 ACRE
PORTION OF THE PARCEL LOCATED ON WOODHAVEN LANE,
NORTH OF TURNER ROAD, WEST OF EILERS LANE AND
SOUTH OF THE WOODBRIDGE IRRIGATION DISTRICT CANAL

ORDINANCE NO. 1544 ADOPTED

CC-53(a) Ordinance No. 1544 entitled, "An Ordinance of the Lodi City
CC-149 Council Amending the Land Use Element of the Lodi General
Plan by Redesignating a 6.71 Acre Portion of the Parcel
Located on Woodhaven Lane, North of Turner Road, West of
Eilers Lane and South of the Woodbridge Irrigation District
Canal (APN 015-230-29) From P-R, Planned Residential to
MDR, Medium Density Residential (GPA-LU-92-1)" having been
introduced at a regular meeting of the Lodi City Council
held March 4, 1992 was brought up for passage on motion of
Council Hinchman, Sieglock second. Second reading of the
ordinance was omitted after reading by title, and the
ordinance was then adopted and ordered to print by
unanimous vote of the City Council.

Continued March 18, 1992

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ORDINANCE ADOPTED AMENDING THE OFFICIAL
DISTRICT MAP OF THE CITY OF LODI THEREBY
PREZONING THE 6.72 ACRE PORTION OF THE
PARCEL LOCATED ON WOODHAVEN LANE, NORTH OF
TURNER ROAD, WEST OF EILERS LANE AND SOUTH
OF THE WOODBRIDGE IRRIGATION DISTRICT CANAL

ORDINANCE NO. 1545 ADOPTED


CC-53(a)
CC-149

Ordinance No. 1545 entitled, "An Ordinance of the Lodi City Council Amending the Official District Map of the City of Lodi and Thereby Prezoning the 6.71 Acre Portion of the Parcel Located on Woodhaven Lane, North of Turner Road, West of Eilers Lane and South of the Woodbridge Irrigation District Canal (APN 015-230-29) and PD-28, Planned Development District No. 28, with a Condition Relating to School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held March 4, 1992 was brought up for passage on motion of Council Member Hinchman, Pennino second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by unanimous vote of the City Council.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Pinkerton adjourned the meeting at approximately 1:05 a.m., March 19, 1992.

ATTEST:


Alice M. Reimche
City Clerk